IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 12530 of 2005

Between:

Zeeshan Ahmed @ Zeeshan Ahmed Mohd. S/o. Mohammad Haneef @ Haneef Ruistum Ali Mohd. R/o. H.No. 4-7-30, Fort Gadda Street, Akkachalma, Nalgonda District (A.P.)

... PETITIONER

AND

The Passport Officer, The Regional Passport Office,
Prashant Theatre, Secunderabad, A.P.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to pass an order or writ particularly Writ in the Nature of Mandamus declaring the refusal to receive application dt. 20th May, 2005 along with old passport bearing No. E 8388715 issued on 2nd April, 2004, valid up to 1st April, 2014 with incorrect date of birth as mentioned as 25th April, 1985 and to issued fresh pass port with correct date of birth as 25th May, 1987 by directing the petitioner to bring Court order is arbitrary, illegal on the part of the respondent and issue any other direction or orders in favour of the petitioner and against the respondent in the circumstances of the case to meet the ends of justice.

Counsel for the Petitioner: MR.BAJRANG SINGH THAKUR

Counsel for the Respondent.: MR.A.RAJASHEKAR REDDY (ASST.SOLICITOR GEN.)

The Court at the stage of admission made the following:

ORDER:

Heard the learned counsel appearing for both sides and with their consent the writ petition is disposed of at the admission stage.

The petitioner seeks direction to the respondent-Regional Passport Officer, Secunderabad to issue his passport as per his application dated 20-04-2005 with the correct date of birth as entered in the Secondary School Certificate issued by the Secretary, Board of Secondary Education, Andhra Pradesh, Hyderabad.

The learned counsel for the petitioner draws my attention to the judgment of this Court in ***MOHD.NASRULLAH KHAN v. REGIONAL PASSPORT OFFICER, HYDERABAD*** wherein this Court held that since the Secondary School Certificate has been produced to prove the correct date of birth, the claim of the candidate is covered by Clause (a) of the Circular dated 18-04-2001 and consequently direction was issued to the respondent to consider the application of the petitioner along with the Secondary School Certificate and pass appropriate orders.

Following the aforesaid judgment, direction is issued to the respondent-Regional Passport Officer, Secunderabad, to consider the application of the petitioner along with the Secondary School Certificate issued by the Secretary, Board of Secondary Education, Andhra Pradesh, Hyderabad and pass appropriate orders thereon.

The Writ Petition is accordingly disposed of. No order as to costs.

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RAMESH RANGANATHAN, J

Dated: 16-06-2005

Note: Issue C.C. in three days.

B/o.

LSK

To

1. The Passport Officer, The Regional Passport Office,
   Prashant Theatre, Secunderabad, A.P.

2. Two C.D. copies.